

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Jul 15, 2025

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF WASHINGTON

RACHELLE W.,¹

Plaintiff,

vs.

FRANK BISIGNANO,
COMMISSIONER OF SOCIAL
SECURITY,

Defendant.

No. 2:25-cv-00044-RHW

**ORDER GRANTING
STIPULATED MOTION FOR
REMAND PURSUANT TO
SENTENCE FOUR OF 42 U.S.C. §
405(g) AND CLOSING FILE**

ECF Nos. 16, 17

Before the Court is the parties' Stipulated Motion for Remand, ECF No. 17, requesting remand of the above-captioned matter to the Commissioner for additional administrative proceeding pursuant to sentence four of 42 U.S.C. § 405(g). Attorney D. James Tree represents Plaintiff. Attorney Zachary Berkoff-Cane represents Defendant.

After consideration, **IT IS HEREBY ORDERED** that:

1. The parties' Stipulated Motion for Remand, **ECF No. 17**, is **GRANTED**.
2. The above-captioned case be **REVERSED** and **REMANDED** to the

¹ To protect the privacy of plaintiffs in social security cases, the undersigned identifies them by only their first names and the initial of their last names. *See* LCivR 5.2(c).

1 Commissioner of Social Security for further administrative proceeding pursuant to
2 sentence four of 42 U.S.C. § 405(g).

3 The parties have stipulated to the following instructions. On remand, the
4 Appeals Council shall instruct the ALJ to “consider Plaintiff’s good cause
5 explanation that her physical impairments impacted her ability to appear at the
6 hearing; to take any further action needed to complete the administrative record;
7 and issue a new decision.” ECF No. 17 at 2.

8 3. Judgment shall be entered for **PLAINTIFF**.

9 4. Plaintiff’s Opening Brief, **ECF No. 16**, is **STRICKEN AS MOOT**.

10 5. Upon proper presentation, the Court will consider Plaintiff’s
11 application for fees and expenses under the Equal Access to Justice Act, 28 U.S.C.
12 § 2412(d).

13 The District Court Executive is directed to enter this Order, **enter Judgment**
14 **in favor of Plaintiff**, forward copies to counsel, and **CLOSE THE FILE**.

15 DATED July 15, 2025.

16 s/Robert H. Whaley
17 ROBERT H. WHALEY
18 Senior United States District Judge
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